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Amoff A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Maureen A. Chung, et al.

Serial No.: 09/965,131

Filed: September 26, 2001

For: "Recombinant BCG Vaccines for the Prevention and Treatment of Cancer"

Attorney Docket No.: WII-014CP

Group Art Unit: 1632

Examiner: Not Yet Assigned

Commissioner for Patents
Box Missing Parts
Washington, D.C. 20231

Certificate of First Class Mailing under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on the date set forth below.

February 27, 2002

Date of Signature and of Mail Deposit

By:


Hathaway Pease, Esq.

Reg. No. 46,488

AMENDMENT AND RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION

Dear Sir:

This is submitted in response to the Notice to File Missing Parts of Application dated October 26, 2001. A separate request for a three-month extension of time and the requisite extension fee based on small entity status are being filed concurrently herewith.

Applicants' attorney submits herewith four (4) executed Declarations, Petitions and Powers of Attorney for Patent Application for the above-identified patent application. A check in the amount of \$ 1,399.00 is enclosed to cover the total amount owed by Applicants, including \$65.00 surcharge, \$355.00 basic filing fee, \$979.00 additional claim fee for 76 total claims over 20, 4 independent claims over 3, and a multiple dependent claim surcharge. A copy of the Notice to File Missing Parts of Non-Provisional Application is also enclosed.

Also enclosed are: (1) a diskette containing a Sequence Listing in computer readable form as required by 37 C.F.R. 1.821(e); a hard (paper) copy of the Sequence Listing; and a statement contained in the transmittal letter for the Sequence Listing diskette that the content of the hard (paper) copy of the Sequence Listing, and the computer readable form of the Sequence Listing on the diskette are identical, as required under 37 C.F.R. 1.821(f). Applicants respectfully request that the application be amended by deleting the Sequence Listing appearing immediately after the Abstract in the application as originally filed, and inserting therefor the hard (paper) copy of the substitute Sequence Listing, numbered pages 1-2, submitted herewith. No new matter has been added.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080. Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. *A duplicate of this letter is enclosed.*

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



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Dated: February 27, 2002